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Attorneys for Defendants  
 CITY OF EMERYVILLE, EMERYVILLE POLICE DEPARTMENT  
 OFFICER WHITE AND OFFICER ANDRETICH

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

KRISTINA ENNIX SLAUGHTER and MITCHELL )  
 SLAUGHTER, )

Plaintiffs, )

vs. )

CITY OF EMERYVILLE, EMERYVILLE POLICE )  
 DEPARTMENT, E. WHITE (#307) and S. )  
 ANDRETICH (#339), individually and in their )  
 official capacities; VICTORIA'S SECRET, )  
 CLAUDIA SOTO, ABERCROMBIE & FITCH, and )  
 MELISSA BASEFIELD, )

Defendants. )

Case No. 3:08-cv-01552 PJH

STIPULATION OF DISMISSAL  
 WITH PREJUDICE AND  
~~PROPOSED~~ ORDER

The parties to the above-captioned action, by and through their respective counsel, hereby stipulate as follows:


1. That the above-captioned action be dismissed with prejudice, each party to bear their own costs and attorney's fees;

2. That defendants CITY OF EMERYVILLE, EMERYVILLE POLICE DEPARTMENT, OFFICER WHITE and OFFICER ANDRETICH waive any and all costs incurred in this action, said waiver not to be construed as an admission that plaintiffs KRISTINA ENNIX SLAUGHTER and MITCHELL SLAUGHTER are prevailing parties entitled to recover any costs or attorney's fees, including but not limited to any such costs or fees pursuant to 42 U.S.C. § 1988.

Accordingly, the parties jointly request that the Court dismiss this action with prejudice.


Dated: March 2, 2009.

LOW, BALL & LYNCH

By   
DALE L. ALLEN, JR.  
DIRK D. LARSEN  
Attorneys for Defendants  
CITY OF EMERYVILLE, EMERYVILLE POLICE  
DEPARTMENT, OFFICER WHITE AND  
OFFICER ANDRETICH

Dated: March 2, 2009.

LAW OFFICES OF JIVAKA CANDAPPA

By   
JIVAKA CANDAPPA  
Attorneys for Plaintiffs  
KRISTINA ENNIX SLAUGHTER and  
MITCHELL SLAUGHTER

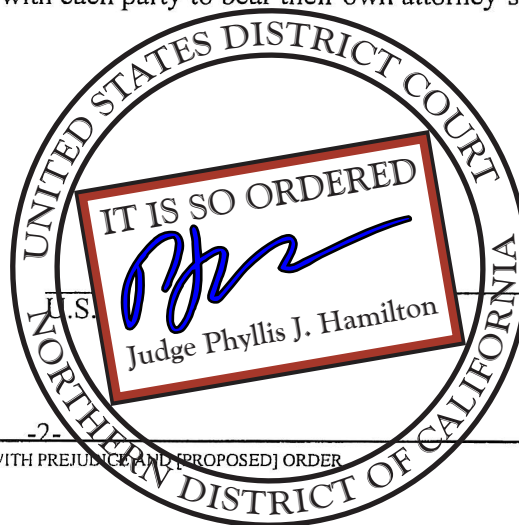
### ORDER OF DISMISSAL WITH PREJUDICE

Having considered the parties' Stipulation of Dismissal with Prejudice and for good cause appearing, it is hereby ORDERED:

1. The action SLAUGHTER v. CITY OF EMERYVILLE, et al., case number 3:08-cv-01552 PJH, is dismissed with prejudice with each party to bear their own attorney's fees and costs.

IT IS SO ORDERED.

Dated: 3/6/09



STIPULATION OF DISMISSAL WITH PREJUDICE AND [PROPOSED] ORDER